



Rep. Sara Feigenholtz

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LRB098 04421 RPS 59313 a

1 AMENDMENT TO SENATE BILL 636

2 AMENDMENT NO. _____. Amend Senate Bill 636 by replacing
3 everything after the enacting clause with the following:

4 "Section 5. The Liquor Control Act of 1934 is amended by
5 changing Section 6-28 as follows:

6 (235 ILCS 5/6-28) (from Ch. 43, par. 144d)

7 Sec. 6-28. Happy hours prohibited.

8 (a) All retail licensees shall maintain a schedule of the
9 prices charged for all drinks of alcoholic liquor to be served
10 and consumed on the licensed premises or in any room or part
11 thereof. Whenever a hotel or multi-use establishment which
12 holds a valid retailer's license operates on its premises more
13 than one establishment at which drinks of alcoholic liquor are
14 sold at retail, the hotel or multi-use establishment shall
15 maintain at each such establishment a separate schedule of the
16 prices charged for such drinks at that establishment.

1 (b) No retail licensee or employee or agent of such
2 licensee shall:

3 (1) serve 2 or more drinks of alcoholic liquor at one
4 time to one person for consumption by that one person,
5 except conducting product sampling pursuant to Section
6 6-31 or selling or delivering wine by the bottle or carafe;

7 (2) sell, offer to sell or serve to any person an
8 unlimited number of drinks of alcoholic liquor during any
9 set period of time for a fixed price, except at private
10 functions not open to the general public;

11 (3) sell, offer to sell or serve any drink of alcoholic
12 liquor to any person on any one date at a reduced price
13 other than that charged other purchasers of drinks on that
14 day where such reduced price is a promotion to encourage
15 consumption of alcoholic liquor, except as authorized in
16 paragraph (7) of subsection (c);

17 (4) increase the volume of alcoholic liquor contained
18 in a drink, or the size of a drink of alcoholic liquor,
19 without increasing proportionately the price regularly
20 charged for the drink on that day;

21 (5) encourage or permit, on the licensed premises, any
22 game or contest which involves drinking alcoholic liquor or
23 the awarding of drinks of alcoholic liquor as prizes for
24 such game or contest on the licensed premises; or

25 (6) advertise or promote in any way, whether on or off
26 the licensed premises, any of the practices prohibited

1 under paragraphs (1) through (5).

2 (c) Nothing in subsection (b) shall be construed to
3 prohibit a licensee from:

4 (1) offering free food or entertainment at any time;

5 (2) including drinks of alcoholic liquor as part of a
6 meal package or entertainment package if: (A) the licensee
7 is separately licensed for the on premise sale and
8 consumption of alcoholic beverages; (B) the package
9 includes substantial prepared food service or
10 entertainment offerings; (C) the licensee restricts the
11 hours of service for the meal and beverage package to a
12 time period of not less than 2 hours and not more than 5
13 hours; and (D) the licensee's employees or agents serve
14 alcoholic beverages provided as a part of the meal or
15 entertainment package only in single servings to
16 individual patrons in the manner the alcoholic beverages
17 are customarily sold for on premise consumption while
18 offering such meal or entertainment packages;

19 (3) including drinks of alcoholic liquor as part of a
20 hotel package;

21 (4) negotiating drinks of alcoholic liquor as part of a
22 contract between a hotel or multi-use establishment and
23 another group for the holding of any function, meeting,
24 convention or trade show;

25 (5) providing room service to persons renting rooms at
26 a hotel;

1 (6) selling pitchers (or the equivalent, including but
2 not limited to buckets), carafes, or bottles of alcoholic
3 liquor which are customarily sold in such manner, or
4 selling bottles of spirits, and delivered to 2 or more
5 persons at one time;

6 (7) increasing prices of drinks of alcoholic liquor in
7 lieu of, in whole or in part, a cover charge to offset the
8 cost of special entertainment not regularly scheduled; or

9 (8) including drinks of alcoholic liquor as part of an
10 entertainment package where the licensee is separately
11 licensed by a municipal ordinance that (A) restricts dates
12 of operation to dates during which there is an event at an
13 adjacent stadium, (B) restricts hours of serving alcoholic
14 liquor to 2 hours before the event and one hour after the
15 event, (C) restricts alcoholic liquor sales to beer and
16 wine, (D) requires tickets for admission to the
17 establishment, and (E) prohibits sale of admission tickets
18 on the day of an event and permits the sale of admission
19 tickets for single events only.

20 (d) A violation of this Act shall be grounds for suspension
21 or revocation of the retailer's license as provided by this
22 Act.

23 (Source: P.A. 98-571, eff. 8-27-13.)".

24 Section 99. Effective date. This Act takes effect upon
25 becoming law."